

REMARKS

Claims 1-11, 13-24, 27-28, 41-46 and new claims 47-65 are pending after the present amendments. Claim 1 has been amended to conform the claim to the elected group, wherein Z is O. Applicants reserve the right to pursue non-elected subject matter in a divisional application.

As amended, U in claim 1 is $\text{NR}^1 - (\text{CR}^1_2)_n - \text{NR}^3\text{R}^4$ or NR^1R . The first recited group in U ($\text{NR}^1 - (\text{CR}^1_2)_n - \text{NR}^3\text{R}^4$) finds support from previously pending claim 16. The second recited group (NR^1R) is supported from previously pending claims 6, 8, and 10, which cover embodiments wherein U is NR^1R^2 . Since only certain embodiments for R^2 are incorporated in the U moiety in amended claim 1, the group NR^1R^2 has been rewritten as NR^1R , wherein R is a subset of R^2 (*i.e.*, “R is an optionally substituted 5-14 membered heterocyclic ring containing one or more N, O or S; or a C_{1-10} alkyl or C_{2-10} alkenyl optionally containing one or more non-adjacent heteroatoms selected from N, O, and S, and optionally substituted with a carbocyclic or heterocyclic ring”). New claims 49-65 are supported from claim 1 as originally filed, wherein OR is a subset of OR^2 . Thus, the amendments do not contain new matter.

Applicants respectfully request reconsideration in view of the amended claims.

Rejection Under 35 U.S.C. § 102

Claims 1-4 and 25-28 were rejected under 35 U.S.C. § 102(b), as allegedly being anticipated by Schriewer *et al.* (U.S. patent no. 4,725,595). This rejection is rendered moot in view of the amended claims, and Applicants respectfully request that this rejection be withdrawn.

Rejection Under 35 U.S.C. § 112, Second Paragraph

Claims 1-28 and 41-46 were rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite. The claims as amended correct various typographical errors and do not contain the objected terms and/or phrases identified in remarks (a) and (d)-(i). Amended claim 1

also incorporates the optional substituents previously defined in claim 26, and is responsive to remark (c). Thus, Applicants respectfully request that this rejection be withdrawn.

Furthermore, amended claim 1 contains the limitation that R^1 and R^2 together with N in NR^1R^2 (and R^3 and R^4 together with N in NR^3R^4) may independently form an optionally substituted 5-6 membered ring containing N, and optionally O or S. Applicants respectfully submit that 5-6 membered rings containing N, and optionally O or S, are well-known in the art and clearly defined in the specification, for example at ¶ 14 and in claim 11 as filed. Thus, Applicants respectfully request that this rejection be withdrawn.

CONCLUSION

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket No. 532232001100. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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